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8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 DENNIS E. SCARBERRY,

11 Plaintiff,

12 vs.

13 FIDELITY MORTGAGE OF NEW YORK, a
14 Division of Delta Funding Corp.; OCWEN
15 LOAN SERVICING COMPANY, LLC;
16 MORTGAGE ELECTRONIC
17 REGISTRATION SYSTEMS (herein MERS);
18 WESTERN PROGRESSIVE, LLC; HSBC
19 BANK USA, N.A.; CAL-WESTERN
20 RECONVEYANCE CORP.; WELLS FARGO
21 BANK, NA; RENAISSANCE MORTGAGE
22 ACCEPTANCE CORPORATION; LSI TITLE
23 AGENCY INC, and DOES 1-50, inclusive.

24 Defendants.

Case No.: 2:12-cv-00128-KJD-CWH

**DEFENDANTS, WELLS FARGO BANK
N.A. AND MERS'S, JOINDER TO CO-
DEFENDANTS', OCWEN LOAN
SERVICING, LLC, WESTERN
PROGRESSIVE LLC, AND HSBC BANK
USA, N.A.'S, OPPOSITION TO
PLAINTIFF'S MOTION AND "ORDER
GRANTING PLAINTIFF RELIEF
THROUGH PRELIMINARY
INJUNCTION AND/OR RESTRAINING
ORDER" [DOCKET NOS. 19 & 20]**

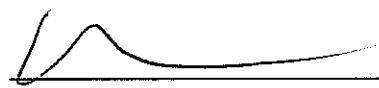
25 **TO: ALL PARTIES:**

26 **PLEASE TAKE NOTICE** that Defendants, Wells Fargo Bank, N.A. (hereinafter "Wells
27 Fargo") and Mortgage Electronic Registration Systems, Inc. (hereinafter "MERS"), hereby join
28 in Co-Defendants, Ocwen Loan Servicing LLC, Western Progressive LLC, and HSBC Bank
USA N.A.'s (hereinafter "Defendants"), Opposition to Plaintiff's Motion and "Order Granting

1 Plaintiff Relief through Preliminary Injunction and/or Retraining Order” [Dckt. No. 21]. This
2 Joinder is based upon the following Memorandum of Points & Authorities, all pleadings and
3 papers on file in this matter, as well as any oral arguments of counsel to be heard at the hearing
4 on this matter file herein, and on any oral or documentary evidence that may be presented at a
5 hearing on this matter.

6
7 DATED this 27th day of Feb, 2012.

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9 WRIGHT, FINLAY & ZAK, LLP

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11 Donna M. Osborn, Esq.
12 Nevada Bar No. 006527
13 5532 South Fort Apache Road, Suite 110
14 Las Vegas, NV 89148
15 *Attorney for Defendant,*
Wells Fargo Bank, NA and Mortgage Electronic
Registration Systems, Inc.

16 **MEMORANDUM OF POINTS AND AUTHORITIES**

17 **I. FACTUAL BACKGROUND**

18 Defendants, Wells Fargo and MERS, join in all arguments of moving Defendants’,
19 Opposition to Plaintiff’s Motion and “Order Granting Plaintiff relief through Preliminary
20 Injunction and/or Retraining Order filed on February 23, 2012. Defendants, Wells Fargo and
21 MERS, seeks an Order of dismissal based on the same grounds as set forth in Defendants’,
22 Opposition to Plaintiff’s Motion and “Order Granting Plaintiff relief through Preliminary
23 Injunction and/or Retraining Order filed on February 23, 2012.
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II. LEGAL ARGUMENT

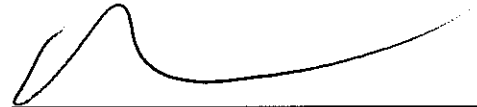
Defendants, Wells Fargo and MERS, join in all arguments of moving Defendants', Opposition to Plaintiff's Motion and "Order Granting Plaintiff relief through Preliminary Injunction and/or Retraining Order filed on February 23, 2012.

III. CONCLUSION

For the reasons stated above and as set forth in full in Defendants', Opposition to Plaintiff's Motion and "Order Granting Plaintiff relief through Preliminary Injunction and/or Retraining Order filed on February 23, 2012, Defendants, Wells Fargo and MERS, request that this Court enter an Order dismissing Plaintiff's Motion and "Order Granting Plaintiff relief through Preliminary Injunction and/or Retraining Order in entirety with prejudice as to Defendants, Wells Fargo and MERS.

DATED this 27 day of Feb, 2012.

WRIGHT, FINLAY & ZAK, LLP



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*Attorney for Defendant, Wells Fargo Bank, N.A.
and MERS*

CERTIFICATE OF MAILING

I HEREBY CERTIFY that I am employee of WRIGHT, FINLAY, & ZAK, LLP; that service of the foregoing **DEFENDANTS, WELLS FARGO BANK N.A. AND MERS'S, JOINDER TO CO-DEFENDANTS', OCWEN LOAN SERVICING, LLC, WESTERN PROGRESSIVE LLC, AND HSBC BANK USA, N.A.'S, OPPOSITION TO PLAINTIFF'S MOTION AND "ORDER GRANTING PLAINTIFF RELIEF THROUGH PRELIMINARY INJUNCTION AND/OR RESTRAINING ORDER" [DOCKET NOS. 19 & 20]** was made on the 27 day of Feb, 2012, by depositing a true and correct copy of the same in the United States Mail, at Las Vegas, Nevada, addressed as follows:

Dennis Scarberry
3005 Milton Place
N. LV, NV 89032
Plaintiff Pro Per



Employee of WRIGHT, FINLAY, & ZAK, LLP